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Docket No.: PHD 99-130 Customer No. 000022878

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

Volker, Rasche, et al.

Serial No.: 09/668,938

Filed: September 25, 2000

For: METHOD OF AND DEVICE FOR

THE ACQUISITION OF A THREE-DIMENSIONAL IMAGE DATA SET OF A PERIODICALLY ORGAN OF

THE BODY

Group Art Unit: 2882

Examiner: Chih Cheng G. Kao

RESPONSE TO OFFICE ACTION

Box Non-Fee Amendment Commissioner for Patents Washington, D.C. 20231

Dear Examiner:

In response to the Office action mailed June 28, 2002, please consider the following.

IN THE CLAIMS:

Cancel claim 11 without prejudice.

Amend claims 1 and 12 by deletion of the same and substituting respective "clean" replacement claims according to the following. A marked up version of each



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Box No	n-Fee Amendment			

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Box Non-Fee Amendment Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Office action dated June 28, 2002, enclosed are the following regarding the aboveidentified patent application:

- 1. An Amendment and Response to Office action;
- 2. Return postcard; and
- 3. Transmittal letter (in duplicate).
- [] Small entity status of this application has been established by a previously submitted verified statement under 37 C.F.R. §§ 1.9 and 1.27.
- [X] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL E	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	<u>OR</u>	RATE	ADDIT. FEE
TOTAL	16	minus	20	= 0	x 9	\$	OR	x 18	\$0.00
INDEP	2	minus	3	= 0	x 42	\$	OR	x 84	\$_0.00_
[]	FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+ 140	\$	OR	+ 280	\$	
					TOTAL	\$	OR	TOTAL	\$0.00_

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

]	Please charge Deposit Account No. [08-1394 H&B] in the amount of \$
j	A check in the amount of \$ is attached.
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The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. [08-1394 H&B], Order No. 32658.7 of Haynes and Boone, LLP.

Any additional filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims. [X] Any patent application processing fees under 37 C.F.R. § 1.17. [] [X] A copy of this sheet is enclosed. Respectfully submitted, Coni-Jamica Michael J. Balconi-Lamica REGISTRATION NO. 34,291 HAYNES AND BOOME, LLP I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner 901 Main Street, Suite 3100 Dallas, TX 75202-3789 for Patents, Washington, D.C. 20231 Phone: 512/867-8421 24/02 Fax: 512/867-8622 File: PHF 99-130

Date:

A-138402.1